

REFERENCE TITLE: ASRS; return to work; conditions

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2654

Introduced by
Representatives Sinema, Ableser, Gallardo, Pancrazi, Saradnik, Schapira,
Thrasher: Campbell CH, Campbell CL, Lopes, Lujan, Prezelski, Ulmer

AN ACT

AMENDING SECTION 38-766.01, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA STATE RETIREMENT SYSTEM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 38-766.01, Arizona Revised Statutes, is amended to
3 read:

4 38-766.01. Retired members; return to work

5 A. Notwithstanding section 38-766, a retired member may return to work
6 and still be eligible to receive retirement benefits if all of the following
7 requirements are satisfied:

- 8 1. The retired member has attained the member's normal retirement age.
9 2. The retired member terminated employment at least twelve months
10 before returning to work.

11 3. THE RETIRED MEMBER DOES NOT RETURN TO WORK FOR AN EMPLOYER PURSUANT
12 TO A CONTRACT WITH A PRIVATE ENTITY.

13 3. 4. If the retired member returns to work as a teacher, the retired
14 member is working as a certificated teacher.

15 4. 5. If the retired member returns to work as a teacher, the retired
16 member's employment is not subject to the requirements prescribed in sections
17 15-538, 15-538.01 and 15-539 through 15-543.

18 5. 6. The retired member acknowledges in writing the provisions of
19 this section.

20 B. An employer of a retired member who returns to work pursuant to
21 this section shall not pay contributions on behalf of the retired member
22 pursuant to section 38-736, 38-737 or 38-797.05. A retired member who
23 returns to work pursuant to this section does not accrue credited service,
24 retirement benefits or long-term disability program benefits pursuant to
25 article 2.1 of this chapter for the period the retired member returns to
26 work.